GOVERNMENT OF ANDHRA PRADESH
ABSTRACT

Public Services – Registration & Stamps Department – Certain allegations of misconduct in registering certain documents against Sri A.Tateswara Rao, former Senior Assistant (now Retired) – Departmental proceedings initiated – Common enquiry ordered – Regular Enquiry conducted – Report submitted – Inquiry report communicated – representations received – punishment of 10% cut in pension for a period of three years imposed – Orders – Issued.

REVENUE (VIGILANCE-II) DEPARTMENT

G.O.Rt.No.1123 Dated:13-11-2015

Read the following:

1.C&IG, R&S, AP., Hyd., Lr.No.X2/16043/2009, dated:02-09-2010.
2.G.O.Rt.No.1421, Rev.Vig(VI) Deptt., dated:29-09-2010.
3.C&IG, R&S, AP., Hyd., Lr.No.X2/16043/2009, dated:03-11-2010.
4.G.O.Ms.No.7, Rev.Vig(VI) Deptt., dated:04-01-2011.
5.DIG, R&S, Vijayawada, Lr.No.E2/228/2009, dated:11-01-2012 along with Regular Enquiry Officer report.
6. Government Memo.No.42269/Vig.VI(1)/2010-5, dated:17-02-2012.
7. Representation of Sri A.Tateswara Rao, former Senior Assistant, (Retired) dated:21-03-2012.
8. Government Memo.No.42269/Vig.VI(1)/2009-6, dated:6-09-2012.
9. DIG, R&S, Vijayawada Lr.No.X2/228/2009, dated:25-07-2013.
10.Govt., Lr.No.42269/Vig.II(1)/2010-10, dated:20-12-2014.
11. Representation of Sri A.Tateswara Rao, former Senior Assistant (Retired), dated:14-2-2015.
12. DIG, R&S, Vijayawada Lr.No.X2/228/2009, dated:06-08-2015.
13. Government Lr.No.42269/Vig.II(1)/2010-16, dated:08-10-2015.
14.Principal Secretary, APPSC Lr.No.865/DC&C/2/2015, dated: 04-11-2015.

@@@

ORDER:

Whereas, in the reference 2nd read above, Government have initiated departmental proceedings against Sri A.Tateswara Rao, former Senior Assistant, (Retired) on the allegations of grave misconduct in registering certain documents without prior permission of higher authorities and without levying proper stamp duty during the period from 16-01-2005 to 31-01-2007 at Sub Registrar Office, Kankipadu, Krishna District duly framing the following charge among others.

Charge-I

He has committed grave misconduct in as much as he, while discharging his duties as Senior Assistant, he assumed charge of the post of Sub Registrar without the permission of higher authorities and without taking charge from the regular Sub Registrar and registered the documents 3745 to 3764, 4063 to 4075, 4097 to 4118, 5082 to 5089, 5366 to 5377, 5431 to 5448, 5793 to 5815, 6138 to 6151 respectively.

Charge-II

He has caused loss of Revenue to State Exchequer to a tune of Rs.11,200/- and Rs.60/- in respect of documents 2962/2006 and 4813/2006 respectively.

2. And Whereas, in the reference 4th read above, Government have ordered for a common enquiry since the Charged Offocer Sri A.Tateswara

Contd., 2

Rao, former Senior Assistant (now Retired) was retired from service and as all the Charged Officers were involved in common irregularity duly appointing District Registrar, Registration & Stamps, Vijayawada (East) as Inquiring Authority.

3. In the reference, 5th read above, the Inquring Authority has submitted the report holding the charges-I & II were held proved against Sri A.Tateswara Rao, former Senior Assistant (Retired) among others.

4. Government have taken only charge-I into consideraion against Sri A.Tateswara Rao, former Senior Assistant (Retired), due to limitation of 4 years under Rule 9 (2) (b) of Andhra Pradesh Revised Pension Rules, 1980 in the reference 2nd read above.

5. In the reference 6th read above, Government have examined the matter and communicated Inquring Authority report to the charged Officer Sri A.Tateswara Rao, former Senior Assistant (Retired) and requested him to furnish representations if any on the findings of Regular Enquiry Officer.

6. In the reference 7th read above, the Charged Officer Sri A.Tateswara Rao, former Senior Assistant, Sub Registrar Office, Kankipadu (Retired) has submitted representation to Government among others, mainly stated that he had taken and handedover the charge of the post of Sub Registrar from the concerned i.e., the then Sub Registrar Smt.M.V.Sudha Rani as per the oral instructions of his immediate superior for smooth running of office and in the interest of registering public. He has also stated that he adopted the market value and collected the requisite stamp duties and registration fee and stated that there was no loss to the State exchequer. He has therefore, requested the Government to exonerate him from the charge and drop further action in the matter.

7. Government have examined the matter and provisionally decided to impose 25% cut in pension for a period of three years against Sri A.Tateswara Rao, former Senior Assistant (Retired) and accordingly, a Show Cause Notice has been issued with a direction to show cause as to why the proposed punishment should not be imposed against him in the refrence 10th read above.

8. In the reference 11th read above, the Charged Officer Sri A.Tateswara Rao, former Senior Assistant (Retired) submitted representation stating that there were standing instructions of District Registrar, Vijaywada to take over charge from the regular Sub Registrar whenever, it happened to be away from the office either on office duty or due to personal reasons, without effecting the public service to be rendered by the department and further stated that it does not stand to reason that a valid stop gap arrangements for the senior most Senior Assistant to function as Sub Registrar in the absence of regular Sub Registrar on duty as provided under Rule 4 of the Registration Rules, 1908 as misconduct and by no means this officiation can be termed as illegal.

9. Govetnment, after detailed examination of the Inquring Authority report in light of the representation, observed that the Charged Offocer Sri A.Tateswara Rao, former Senior Assistant, Sub Registrar Office, Kankipadu (now Retired) has not caused any financial loss to Government exchequer and it was only an administrative lapse, therefore, it is proposed to reduce the punishment to 10% cut in pension for a period of three years against him instead of 25% cut in pension for a period of three years as indicated in the Show Cause Notice in the reference 10th read above. The Andhra Pradesh Public Service Commission also agreed with the proposal of the Governmenrt in the reference 14th read above (copy enclosed).

Contd., 3

10. Government after careful examination of the matter have decided and hereby order to impose a punishment of 10% cut in pension for a period of three years against Sri A.Tateswara Rao, former Senior Assistant, Sub Registrar Office, Kankipadu, Krishna District.

11. The Director & Inspector General, Registration & Stamps, Andhra Pradesh, Hyderabad / Deputy Inspector General, Registration & Stamps, Eluru / Vijayawada shall take necessary action in the matter accordingly.

(BY ORDER AND IN THE NAME OF THE GOVERNER OF ABDHRA PRADESH)

AJEYA KALLAM
SPECIAL CHIEF SECREATARY TO GOVERNMENT

To
The Director & Inspector General of Registration & Stamps,
Andhra Pradesh, Hyderabad.
The Deputy Inspector General, Registration & Stamps, Eluru / Vijayawada.
The Individual (w.e) (*through the* Deputy Inspector General, Registration & Stamps, Vijayawada *with a request to serve the order and furnish the served copy with dated acknowledgement to Government for record).*

Copy to:

The Secretary to the Vigilance Commissioner,
Andhra Pradesh vigilance Commission, Hyderabad.
The Secretary, Andhra Pradesh Public Service Commission, Hyderabad.
SF / SC

// FORWARDED :: BY ORDER//

SECTION OFFICER